

## Department of Planning and Budget 2015 Fiscal Impact Statement

**1. Bill Number:** HB1334

**House of Origin**     Introduced     Substitute     Engrossed  
**Second House**     In Committee     Substitute     Enrolled

**2. Patron:** Landes

**3. Committee:** Education

**4. Title:** Students' personally identifiable information; (DOE) to develop policies.

**5. Summary:** The proposed legislation would require the Department of Education to develop and make publicly available on its website policies to ensure state and local compliance with the federal Family Educational Rights and Privacy Act (FERPA) and state law applicable to students' personally identifiable information. The bill requires the Department and each local school division to notify the parent of any student whose personally identifiable information could reasonably be assumed to have been disclosed in violation of FERPA or state law applicable to such information. Such notification shall include the (a) date, estimated date, or date range of the disclosure; (b) type of information that was or is reasonably believed to have been disclosed; and (c) remedial measures taken or planned in response to the disclosure.

**6. Budget Amendment Necessary:** None.

**7. Fiscal Impact Estimates:** Preliminary. See Item 8.

**8. Fiscal Implications:** The bill would require DOE to develop policies regarding student information and post such information on its website. DOE reports that it already lists the FERPA requirements on its website. The fiscal impact on local school divisions from the notification requirements cannot be determined at this time.

**9. Specific Agency or Political Subdivisions Affected:** Department of Education, local school divisions

**10. Technical Amendment Necessary:** None.

**11. Other Comments:** None.

**Date:** 1/22/2015 dpb/smc

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